

## **IC 2-7-6**

### **Chapter 6. Enforcement**

#### **IC 2-7-6-1**

##### **Investigating and prosecuting authorities; powers and duties**

Sec. 1. The attorney general and the applicable prosecuting attorney jointly or severally are responsible for investigating alleged or suspected violations and enforcing the provisions of this article and, in addition to the powers heretofore granted him by law, the attorney general has the powers of the prosecuting attorney of each county for the purpose of enforcing the provisions of this article.

*As added by Acts 1981, P.L.9, SEC.1.*

#### **IC 2-7-6-2**

##### **Violations; offense; penalty; court order against lobbying**

Sec. 2. (a) Any person who knowingly or intentionally violates any provision of IC 2-7-2, IC 2-7-3, or IC 2-7-5 commits unlawful lobbying, a Class D felony. In addition to any penalty imposed on the defendant under IC 35-50-2-7 for unlawful lobbying, the court may order the defendant not to engage in lobbying for a period of up to ten (10) years, IC 2-7-5-6 notwithstanding.

(b) Any person who lobbies in contravention of a court order under subsection (a) of this section commits a Class D felony.

*As added by Acts 1981, P.L.9, SEC.1.*

#### **IC 2-7-6-3**

##### **Violations; false reports; offense**

Sec. 3. Whoever knowingly or intentionally makes a false report under this chapter that overstates or understates the amount of any or all expenditures or gifts commits a Class D felony.

*As added by Acts 1981, P.L.9, SEC.1. Amended by P.L.9-1993, SEC.15.*

#### **IC 2-7-6-4**

##### **Violations; members of general assembly; conspiracy; offense**

Sec. 4. A member of the general assembly who knowingly or intentionally conspires with a lobbyist in the violation of section 2 or section 3 of this chapter commits a Class D felony.

*As added by Acts 1981, P.L.9, SEC.1.*

#### **IC 2-7-6-5**

##### **Findings of hearing; sanctions**

Sec. 5. (a) If the commission after a hearing conducted under IC 4-21.5-3 finds that:

- (1) a statement or report required to be filed under this article was materially incorrect;
- (2) the person filing the report was requested to file a corrected statement or report; and
- (3) a corrected statement or report has not been filed;

the commission may invoke sanctions under subsection (b).

(b) If under subsection (a) the commission is authorized to invoke

sanctions under this subsection, the commission may do either or both of the following:

- (1) Revoke the registration of the person who has failed to file a corrected statement or report.
- (2) Assess a civil penalty on that person in an amount not to exceed five hundred dollars (\$500).

*As added by P.L.6-1985, SEC.3. Amended by P.L.7-1987, SEC.1; P.L.3-1992, SEC.24.*

## **IC 2-7-6-6**

### **Failure to file report; sanctions**

Sec. 6. (a) The commission may impose either or both of the following sanctions if, after a hearing under IC 4-21.5-3, the commission finds that a lobbyist failed to file a report with a member of the general assembly required by IC 2-7-3-6:

- (1) Revoke the registration of the lobbyist.
- (2) Assess a civil penalty against the lobbyist. A civil penalty assessed under this subdivision may not be more than five hundred dollars (\$500).

(b) In imposing sanctions under subsection (a), the commission shall consider the following:

- (1) Whether the failure to file the report was willful or negligent.
- (2) Any mitigating circumstances.

*As added by P.L.9-1993, SEC.16.*